

Remarks

Claims 1-10 and 89-96 are pending in this application. Claim 11-88 were previously canceled and new claim 96 has been added. Support for claim 96 can be found through out the specification, for example, p. 6 and Example 1 of the specification - including pp. 27-28, bridging par. No new matter has been added.

Election Requirement

The Examiner has required the election of a single disclosed species under 35 U.S.C. § 121 - namely one of: non-atmospheric gases, non-atmospheric ratios of atmospheric gases, inhaled chemicals, pollutants, irritants, inhaled pollens, allergens, particulate matter and an airborne infectious agent. Identification of those claims readable on the elected species was also required. Applicants note that claims 4-5 and 91-92 were deemed generic.

Applicants hereby elect, with traverse, the species “non-atmospheric ratios of atmospheric gases” for further prosecution on the merits. Applicants identify claims 1-10 and 89-95 as reading on the elected species “non-atmospheric ratios of atmospheric gases”.

Applicants traverse the species election because a search for the species together would not be unduly burdensome. Specifically, the various species non-atmospheric gases, non-atmospheric ratios of atmospheric gases, inhaled chemicals, pollutants, irritants, inhaled pollens, allergens, particulate matter and an airborne infectious agent could all be searched together without undue burden on the office.

Applicants submit that all of the pending claims are now in condition for allowance and a Notice to that effect is respectfully requested.

If this *Response to Restriction Requirement* does not otherwise result in the issue of such Notice, the Examiner is respectfully invited to contact the Applicants’ undersigned counsel for an interview.

No fees are believed due in connection with the filing of this *Response to Restriction Requirement*. However, the Director is hereby authorized to charge any required fees and credit any overpayments to Deposit Account No. 50-0540.

Respectfully submitted,

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